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AM100226  
PATENT

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Roxanne L. Kelly

Name of Person Mailing Paper or Fee

Signature of Person Mailing Paper or Fee

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of: Pickar, J.

Serial No.: 09/808,878

Confirmation No.: 5270

Filed: March 15, 2001

Examiner: Bahar

For: Hormone Replacement Therapy

Art Unit: 1617

Assistant Commissioner for Patent  
Washington, D.C. 20231

**AMENDMENT UNDER RULE 111**

Sir:

**In the Claims:**

Please **add** the following new claim:

Claim 69. The method according to claim 10, wherein the daily dosage of conjugated equine estrogens, USP is about 0.45 mg.

**Remarks:**

Claims 1-68 are in the application. Claims 7-14 stand rejected and Claims 1-6 and 15-68 are withdrawn from consideration for covering non-elected subject matter. New Claim 69 is being added and reads on the elected subject matter. After entry of this response, Claims 1-69 will remain in the application with Claims 1-6, and 15-68 being withdrawn from consideration.

**Restriction Requirement**

Claims 1-68 are subject to a restriction requirement in which the applicants were required to select among eleven restriction groups based on method of use. The applicants were also required to elect a single species (disorder) within the elected group for examination. In a telephonic conversation with the Examiner on August 27, 2001, the applicant elected restriction Group II (treatment or inhibition of vasomotor symptoms; Claims 7-14) and elected hot flushes as the species for examination. The applicant hereby confirms this election, and reserves his right to

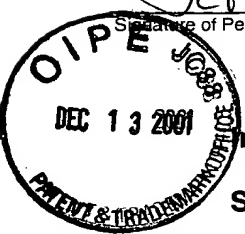
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12-20-01

1617

Docket No: AM100226  
Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re of Application of: James H. Pickar  
Serial No.: 09/808,878 Group Art No.: 1617  
Filed: March 15, 2001 Examiner: M. Bahar  
For: Hormone Replacement Therapy  
Confirmation No.: 5270  
Customer Number: 25291

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Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

AMENDMENT TRANSMITTAL LETTER

1. Enclosed please find the following documents for the above-identified application:

Response to Office Action mailed on September 13, 2001.

**CERTIFICATE OF MAILING 37 CFR §1.10**

I hereby certify that this paper and the documents referred to as enclosed therein are being deposited with the United States Postal Service on the date written below in an envelope as "Express Mail Post Office to Addressee" Mailing Label Number ET302329027US addressed to the Commissioner for Patents, Washington, DC 20231.

December 13, 2001  
Date

Roxanne L. Kelly  
Roxanne L. Kelly

2. Fee calculation

| CLAIMS AS AMENDED             |  |                                      |                               |                             |                          |
|-------------------------------|--|--------------------------------------|-------------------------------|-----------------------------|--------------------------|
| (1)<br>FOR                    | (2)<br>CLAIMS<br>REMAINING<br>AFTER<br>AMENDMENT | (3)<br>HIGHEST<br>NUMBER<br>PAID FOR | (4)<br>NUMBER EXTRA x<br>RATE |                             | (5)<br>ADDITIONAL<br>FEE |
| TOTAL CLAIMS                  | 69   | 68                                   | 1                             | x \$ 18.00                  | 18.00                    |
| INDEPENDENT<br>CLAIMS         | 12   | 12                                   | 0                             | x \$ 84.00                  | 0.00                     |
| MULTIPLE<br>DEPENDENCY<br>FEE |  |                                      |                               | \$ 280.00                   |                          |
|                               |  |                                      |                               | <b>Total Amendment Fee:</b> | <b>\$18.00</b>           |

☒ Please charge American Home Products Corporation Deposit Account No. 01-1425 in the amount of \$18.00.

The Commissioner is hereby authorized to charge any additional fees required by this paper, including the enclosed documents, and during the entire pendency of this application and to credit any excess amounts paid to Deposit Account No. 01-1425. A copy of this letter is enclosed for use by the Deposit Account Branch.

Respectfully submitted,



Arnold S. Milowsky/  
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